

CHARGE: 402(a)(4)—held under insanitary conditions while in interstate commerce.

DISPOSITION: 2-15-61. Default—destruction.

MEAT PRODUCTS AND POULTRY

26991. Frozen pork. (F.D.C. No. 44909. S. No. 4-911 R.)

QUANTITY: 30,820 lbs. in bulk at Baltimore, Md.

SHIPPED: 9-9-60, from Sioux City, Iowa.

LIBELED: 9-22-60, Dist. Md. —

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 10-18-60. Default—sold for recovery of fat for industrial use.

26992. Frozen dressed poultry. (F.D.C. No. 44758. S. Nos. 30-358/60 R, 30-495 R.)

QUANTITY: 60 25-lb. crates at New Orleans, La.

SHIPPED: 5-25-60, from Morton, Miss.

LIBELED: 7-27-60, E. Dist. La.

CHARGE: 402(a)(3)—contained decomposed poultry while held for sale.

DISPOSITION: 8-30-60. Default—destruction.

26993. Frozen chickens and chicken wings. (F.D.C. No. 44761. S. Nos. 25-424/7 R, 26-524 R.)

QUANTITY: 1,127 boxes at Los Angeles, Calif.

SHIPPED: 6-21-60, from Morton, Miss.

LIBELED: 8-3-60, S. Dist. Calif.; amended 8-8-60.

CHARGE: 402(a)(3)—contained fecal-contaminated chickens, and decomposed chickens while held for sale.

DISPOSITION: 9-26-60. Consent—claimed by B. C. Rogers & Sons, Inc., Morton, Miss. Segregated; 9,906 lbs. denatured.

NUTS

26994. Unshelled peanuts. (F.D.C. No. 44899. S. No. 1-907 R.)

QUANTITY: 25 100-lb. bags at Jacksonville, Fla.

SHIPPED: 6-30-60, from Franklin, Va.

LIBELED: 9-19-60, S. Dist. Fla. ✓

CHARGE: 402(a)(3)—contained insects, insect larvae, and insect-damaged peanuts while held for sale.

DISPOSITION: 10-14-60. Default—delivered to a state institution to be used as animal feed.

26995. Unshelled mixed nuts. (F.D.C. No. 45124. S. Nos. 46-084/5 R.)

QUANTITY: 118 ctns., 24 1-lb. bags each, at Atlanta, Ga.

SHIPPED: 10-11-60, from Norfolk, Va.

LIBELED: 11-29-60, N. Dist. Ga. ✓

CHARGE: 402(a)(3)—contained rancid, moldy, and shriveled nuts while held for sale.

DISPOSITION: 12-6-60. Consent—claimed by Southgate Foods, Inc., Norfolk, Va. Segregated; 204½ lbs. destroyed.

SPICES, FLAVORS, AND SEASONING MATERIALS

26996. Vanilla flavoring (imitation). (F.D.C. No. 45089. S. No. 3-489 R.)

QUANTITY: 7 cases, each containing 12 16-oz. btls., at Parkersburg, W. Va.

SHIPPED: Prior to 11-14-50, from Pennsylvania.

LIBELED: 11-14-60, N. Dist. W. Va. ✓

CHARGE: 402(a)(2)(A)—when shipped, contained an added poisonous and deleterious substance, namely, coumarin, which is unsafe within the meaning of 406.

DISPOSITION: 12-2-60. Default—destruction.

26997. Apple cider vinegar. (F.D.C. No. 44748. S. No. 4-749 R.)

QUANTITY: 75 cases, 4 1-gal. jugs each, at Arlington, Va.

SHIPPED: 7-12-60, from Baltimore, Md., by Inter-State Cider & Vinegar Co.

LABEL IN PART: (Jug) "Log Cabin * * * Pasteurized & Pure Apple Cider Vinegar * * * Manufactured & Guaranteed by Inter-State Cider and Vinegar Co. * * * Baltimore, Md."

RESULTS OF INVESTIGATION: Examination showed that the article was a mixture of apple cider vinegar and distilled vinegar or acetic acid and water.

LIBELED: 8-3-60, E. Dist. Va. ✓

CHARGE: 402(b)(1)—when shipped, the valuable constituent, apple cider vinegar, had been in whole or in part omitted from the article; 402(b)(2)—a substance other than apple cider vinegar had been substituted in whole or in part for apple cider vinegar; and 403(a)—the label statement, "Apple Cider Vinegar" was false and misleading.

DISPOSITION: 10-6-60. Default—delivered to a public institution.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

26998. Precalcin Lactate capsules. (F.D.C. No. 44855. S. No. 3-443 R.)

QUANTITY: 63 unlabeled 100-capsule bags, 23 of which were on the dealer's shelf and 40 in a drum, at Washington, D.C., in possession of Discount Drug Wisconsin, Inc.

SHIPPED: 9-21-59 and 6-2-60, from Mount Vernon, N.Y.

LABEL IN PART: (Drum) "Precalcin Lactate 5000 Capsules * * * Dietary Supplement for Use During Pregnancy and Lactation. * * * Pre-Counted in Units of 100 Capsules Per Bag For Dispensing Purposes only."

LIBELED: 8-15-60, Dist. Columbia. ✓

CHARGE: 403(e)—while held for sale, the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor and (2) an accurate statement of the quantity of contents; 403(i)(2)—the article was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient; and 403(j)—the article purported to be and was represented as a food for special dietary use by reason of its vitamin and mineral properties, and its label